

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN T. SMINK,

Plaintiff,

v.

CAROLYN COLVIN, ACTING

COMMISSIONER OF SOCIAL SECURITY,

Defendants.

CIVIL ACTION NO. 3:13-CV-784

(JUDGE CAPUTO)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW, this 19th day of November, 2013, upon review of Magistrate Judge Carlson's Report and Recommendation (Doc. 11) for clear error or manifest injustice and in light of Defendant's waiver of the opportunity to object to the Report and Recommendation (Doc. 12), **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 11) is hereby **ADOPTED**.
- (2) This matter is **REMANDED** to the Administrative Law Judge for further consideration of the medical evidence.


A. Richard Caputo
United States District Judge